

Notice of Allowability

Application No.

09/942,134

Examiner

CHAMELI C DAS

Applicant(s)

CRESPO ET AL.

Art Unit

2122

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed on 8/9/04.
2. ☒ The allowed claim(s) is/are 1-23.
3. ☒ The drawings filed on 29 August 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>10/20/04</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____ |

1. This action is in response to the amendment filed on 8/9/04.
2. Claims 1, 3, 5-7, 9-13, 15-19 have been amended.
3. Claims 20-23 have been added.
4. In view of applicant's argument filed on 8/9/04, the rejection of claims 1-19 under 35 USC 102(a) made in the earlier office action is hereby withdrawn.
5. Claims 1-23 have been allowed.

EXAMINER'S AMENDMENT

6. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. D. Randal Ayers, applicant's attorney on 10/20/04.

The application has been amended as follows:

In the claims:

In claim 1, line 11, "on the least" has been replaced by -- on the at least --.

In claim 11, line 11, "on the least" has been replaced by -- on the at least --.

In claim 20, line 2, after "computer" and before "comprising" -- in a network -- has been inserted.

In claim 20, line 4, after "operating system" -- , software products, -- has been inserted.

In claim 20, lines 8-9, “an application that, based on the location and the function, is configured to create an installation program that installs the package on the end-user computer.” have been replaced by

-- an application is configured to create on the at least one server computer, an installation program and associated response files based on the identification data, to install said package on the end-user computer.--

REASON FOR ALLOWANCE

7. The following is an examiner’s statement of reason for allowance:

The cited prior art taken alone or in combination fail to teach, in combination with the other claimed limitations, a system for installing and configuring a package including an operating system, software products and applications on one end-user computer connected to at least one server computer in a network, comprising: creating on the at least one server computer an installation program and associated response files based on the identification data, to install said package on the at least one end-user computer, as recited in the independent claims 1, 11 and 20.

Conclusion

8. TITLE: Change monitoring system for a computer system, US 6338149 B1

TITLE: Local area network and network operating system for formatting a client disk and installing a client operating system, US 5758165 A

TITLE: Simultaneous installation and configuration of programs and components into a network of server and client computers, US 6202206 B1

TITLE: System and method for monitoring computer environment and operation, US
5566339 A

TITLE: Introducing Client/Server Technologies in Information Systems Curricula,
author: Chaudhury et al, ACM, 1997.

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chameli C. Das whose telephone number is (703) 305-1339. The examiner can normally be reached on 7-3:30.

After October 28, 2004, the examiner can be reached at new telephone number (571) 272-3696, and the examiner's supervisor Tuan Dam can be reached at (571) 272-3695.

An inquiry of general nature or relating to the status of this application or proceeding should be directed to the group receptionist whose telephone number is 703-305-9600.

Chameli C. Das
CHAMELI C. DAS
PRIMARY EXAMINER
10/24/04